

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION**

SHANNON PEREZ, <i>et al.</i> ,	)	
	)	
<i>Plaintiffs,</i>	)	CIVIL ACTION NO.
	)	SA-11-CA-360-OLG-JES-XR
	)	[Lead case]
v.	)	
	)	
STATE OF TEXAS, <i>et al.</i> ,	)	
	)	
<i>Defendants.</i>	)	
<hr style="width: 30%; margin-left: 0;"/>	)	
	)	
MEXICAN AMERICAN LEGISLATIVE	)	CIVIL ACTION NO.
CAUCUS, TEXAS HOUSE OF	)	SA-11-CA-361-OLG-JES-XR
REPRESENTATIVES (MALC),	)	[Consolidated case]
	)	
<i>Plaintiffs,</i>	)	
	)	
v.	)	
	)	
STATE OF TEXAS, <i>et al.</i> ,	)	
	)	
<i>Defendants.</i>	)	
<hr style="width: 30%; margin-left: 0;"/>	)	
	)	
TEXAS LATINO REDISTRICTING TASK	)	CIVIL ACTION NO.
FORCE, <i>et al.</i> ,	)	SA-11-CV-490-OLG-JES-XR
	)	[Consolidated case]
Plaintiffs,	)	
	)	
v.	)	
	)	
RICK PERRY,	)	
	)	
Defendant.	)	
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	)	
MARAGARITA V. QUESADA, <i>et al.</i> ,	)	CIVIL ACTION NO.
	)	SA-11-CA-592-OLG-JES-XR
Plaintiffs,	)	[Consolidated case]
	)	
v.	)	

*Defendants.*

CIVIL ACTION NO.  
SA-11-CA-635-OLG-JES-XR  
[Consolidated case]

Plaintiff-Intervenors Congresspersons Eddie Bernice Johnson, Alexander Green, and Sheila Jackson-Lee Advisory to the Court  
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## I.

Plaintiff-Intervenors file the below objections to H298:

1. In reference to the area represented by Representative Harold Dutton, H298 removes the area just north of Buffalo Bayou in District 142 that has been in the district since 197s. This is a 5<sup>th</sup> Ward Area called Kashmere Gardens. In many ways it is the heart of the district and is a focal point for community activity. There is a concern that in fact this proposal could be retrogressive and it may be less suitable even than the State's proposed map for this district.

2. H298 dilutes the voting strength of African-Americans in District 141 which is a seat currently held by State Representative Senfronia Thompson. The plan adds 4 heavily Anglo precincts that vote differently from the African-American community into the district. District 141 as proposed bt the Court no longer would have the black citizen voting age majority that it had under the existing plan and the State's proposed plan. We would propose adding the following precincts back into 141: 0168, 0007, 0784, 0401, 0371, and 0150. We recommend sending 0083 to Representative Dutton.

3. H298 stretches District 147 deeply into the 5<sup>th</sup> ward and disrupts District 142 and 141 possibly. This seat is currently held by Representative Garnet Coleman. One possible fix to this problem is by removing 138 from District 147 and returning it to District 142. Then to take precincts 202, 48 and 159 from 147 and placing them into District 145 currently held by Representative Carol Alvarado. And then to add precincts 9 and 19 into Representative Coleman's District.

4. District 139 is held by Chairman Sylvester Turner of the Legislative Black Caucus. The Black Voting Age population is reduced below 50% in H298 and we recommend this be cured by adding precinct 0327 back into District 139 and shifting 0629 into District 140.

5. District 109 in Dallas is held by Representative Helen Giddings. As in the other districts, neighborhoods are divided; andthe district stretches into Grand Prairie when this seems to be unnecessary and upsets the existing communities of interest in the district.

6. District 100 in Dallas, currently held by Representative Eric Johnson, has been an African-American opportunity district but its nature is changed and there is a Hispanic plurality in H298. This will create tension and tend to disrupt the coalition that African-Americans and Latinos have had in this area for quite some time.

7. It is our hope that the court would permit a very brief period of time for us to propose a map using H298 but incorporating the necessary minor fixes to the map to ensure the protection of the interests of African-American voters. In terms of the existing African-American districts it is not clear that all elements of H298 are better than H283 when being viewed by the eye of the African-American voter. For example, Districts 139 and 141 had African-American Citizen Voting Age majorities under the benchmark map H100 and the State's plan H283 but are now less than 50% Black Citizen Voting Age population. .

8. District 146 held by Representative Borris Miles splits historical communities of interest such as Sunny Side and is unnecessary and changes the demographic balance of the community unnecessarily.

9. In summary, the NAACP observes that H298 adds three new African American Opportunity districts. The NAACP is concerned that a number of neighborhoods within the African American opportunity districts are split. However, if allowed a little more time, the NAACP may be able to propose the swapping of a few precincts to rectify a number of these potential splits.

Respectfully Submitted,

By: /s/ Gary Bledsoe

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#### **CERTIFICATE OF SERVICE**

I hereby certify that on November 18, 2011, I electronically filed the foregoing document with the Clerk of the United States District Court, Western District of Texas, San Antonio Division, using the electronic case filing system of the Court. The electronic case filing system sent a "Notice of Electronic Filing" to all attorneys of record who have consented in writing to accept this Notice as service of this document by electronic means as listed below.

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